

Oatis  
01-21-97

## *Law Office of Robert M. Ray*

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Robert M. Ray  
Attorney at Law

Michael K. McKinney  
Attorney at Law

ENTERED - 1/30/97 - tew  
97L0029 - ANTHONY G. OATIS

4 River Street Suite C  
Ellijay, Georgia 30540  
Telephone (706) 636-3201  
Fax (706) 636-3234

January 14, 1997

Mayor and Council of the City of Atlanta  
c/o Olivia Parks-Woods, City Clerk  
55 Trinity Avenue S.W.  
Atlanta, Georgia 30335

JAN 15

Re: Richard M. Forinash and Lorraine E. Forinash vs  
The Mayor and Council of the City of Atlanta T/A  
City of Atlanta, Georgia, a Body Politic

Dear Ms. Woods:

The purpose of this letter is to give you notice pursuant to the provisions of O.C.G.A. §36-33-5 of the existence of a claim for injury and damages which have been sustained by Richard M. Forinash and Lorraine E. Forinash, specifically on August 4, 1996 while Mr. and Mrs. Forinash were in route to the Olympic Games, they were on a city side walk and street belonging to the City of Atlanta, Georgia immediately adjacent to the N2 M.A.R.T.A. station and were walking along a side walk which had been defectively constructed and maintained by the City of Atlanta, and which had a serious drop off and defect in the concrete construction thereof, so as to cause Mrs. Lorraine E. Forinash to fall and injure herself severely. For further and more specific information your attention is directed to the City of Atlanta Police Department Complaint 962170798, written by officer E. E. Miles of the Atlanta Police Department, Zone 3.

Please be advised that Mrs. Forinash was taken by ambulance to Georgia Baptist Hospital and was admitted, having sustained multiple injuries including, but not limited to, a dislocated elbow, fracture of her radius, fracture of her wrist and other personal injuries due and because of the negligence of the City of Atlanta.

Mr. Forinash has suffered a significant loss of consortium and companionship, and has incurred medical expense for the treatment of his wife, and Mrs. Forinash has lost the use of her right arm almost completely.

We hereby make demand upon the City of Atlanta on behalf of Mr. and Mrs. Forinash for payment of damages on account of the personal injury of Mrs. Forinash and the loss of consortium and medical expenses incurred by Mr. Forinash, we also demand that this notice and

00-~~2~~-0598

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Entered 1-30-97 - tew  
CL 97L0029 - DOBBS JORDAN

CLAIM OF: Richard M. Forinash and  
Lorraine E. Forinash  
through their attorney  
ROBERT M. RAY  
4 River Street, Suite C  
Ellijay, Georgia 30540

For damages alleged to have been sustained  
as a result of personal injury on August 4, 1996  
adjacent to N-2 MARTA Station.

THIS ADVERSED REPORT IS

APPROVED:

*Rosalind Rubens Newell*

ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

# ADVERSED REPORT

COM. P.S. & L.A.

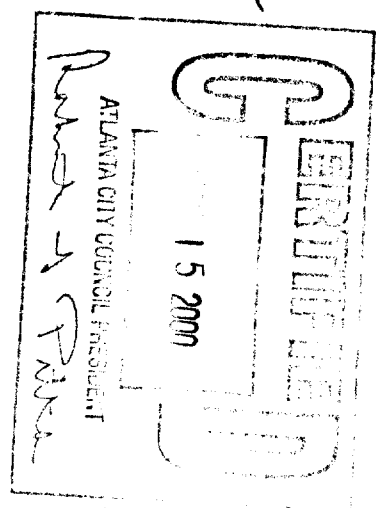
DATE 5/19/00

C. T. Martin

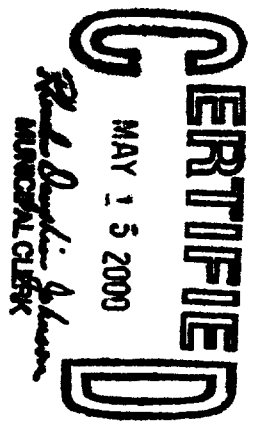
*Samuel*

*W. H. H. H.*

*Henry J. Jones*  
*William S. B. B.*



RECEIVED MAY 15 2000





## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

June 16, 2000

Robert M. Ray  
Attorney at Law  
4 River Street  
Suite C  
Ellijay, GA 30540

00-R-0598

RE: Richard M. & Lorraine E. Forinash

Dear Attorney Ray:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on May 15, 2000. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division** at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

cc: **Claims Division/Law Department**

# COUNCIL PRESIDENT PROTEM DEBI STARNES PRESIDED

RCS# 1952  
5/15/00  
4:01 PM

Atlanta City Council

Regular Session

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CONSENT AGENDA PAGES (1 - 11)

ADOPT

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 0

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

|            |           |           |             |
|------------|-----------|-----------|-------------|
| NV McCarty | Y Dorsey  | Y Moore   | Y Thomas    |
| Y Starnes  | Y Woolard | Y Martin  | Y Emmons    |
| Y Bond     | Y Morris  | NV Maddox | Y Alexander |
| Y Winslow  | Y Muller  | Y Boazman | NV Pitts    |

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
00-O-0654  
00-O-0396  
00-R-0329

COUNCIL PRESIDENT PITTS  
ABSTAINED ON 00-O-0523

COUNCILMEMBER MARTIN  
ABSTAINED ON 00-R-0660

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| 05/15/00 Council Meeting   |   |
|--|---|
| ITEMS ADOPTED ON<br>CONSENT AGENDA   | ITEMS ADVERSED ON<br>CONSENT AGENDA   |
| <ol style="list-style-type: none"> <li>1. 00-O-0204</li> <li>2. 00-O-0523</li> <li>3. 00-O-0649</li> <li>4. 00-O-0650</li> <li>5. 00-O-0255</li> <li>6. 00-O-0397</li> <li>7. 00-O-0398</li> <li>8. 00-O-0568</li> <li>9. 00-O-0050</li> <li>10. 00-O-0530</li> <li>11. 00-O-0531</li> <li>12. 00-O-0656</li> <li>13. 00-O-0378</li> <li>14. 00-O-0651</li> <li>15. 00-O-0652</li> <li>16. 00-O-0657</li> <li>17. 00-O-0664</li> <li>18. 00-O-0665</li> <li>19. 00-R-0623</li> <li>20. 00-R-0633</li> <li>21. 00-R-0678</li> <li>22. 00-R-0399</li> <li>23. 00-R-0400</li> <li>24. 00-R-0587</li> <li>25. 00-R-0624</li> <li>26. 00-R-0660</li> <li>27. 00-R-0591</li> <li>28. 00-R-0692</li> <li>29. 00-R-0597</li> <li>30. 00-R-0621</li> <li>31. 00-R-0622</li> <li>32. 00-R-0629</li> <li>33. 00-R-0630</li> </ol> | <ol style="list-style-type: none"> <li>34. 00-R-0598</li> <li>35. 00-R-0599</li> <li>36. 00-R-0600</li> <li>37. 00-R-0601</li> <li>38. 00-R-0602</li> <li>39. 00-R-0603</li> <li>40. 00-R-0604</li> <li>41. 00-R-0605</li> <li>42. 00-R-0606</li> <li>43. 00-R-0607</li> <li>44. 00-R-0608</li> <li>45. 00-R-0609</li> <li>46. 00-R-0610</li> <li>47. 00-R-0611</li> <li>48. 00-R-0612</li> <li>49. 00-R-0613</li> <li>50. 00-R-0614</li> <li>51. 00-R-0615</li> <li>52. 00-R-0616</li> <li>53. 00-R-0617</li> <li>54. 00-R-0618</li> <li>55. 00-R-0619</li> <li>56. 00-R-0620</li> <li>57. 00-R-0627</li> <li>58. 00-R-0628</li> <li>59. 00-R-0631</li> <li>60. 00-R-0632</li> </ol> |